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May 13, 2008

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Via Hand Delivery

Hon. Colleen McMahon
United States District Court
Southern District of New York
500 Pearl St., Room 640
New York, NY 10007

MEMO ENDORSED

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
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DATE FILED: <u>5/14/08</u>

Re: *Fezza, et al. v. JP Morgan Chase & Co., et al.*
08cv3004

Dear Judge McMahon:

We represent the Plaintiffs, Marianne Fezza and James Duane in the above-referenced action. We are writing to request an extension of time to file our opposition to the motion to consolidate this case with *Clarke v. J.P. Morgan & Co.*, 08 Civ. 2400 and to appoint the attorneys in that case interim co-lead counsel for the consolidated case.

Currently the opposition is due May 16, 2008, but because of the press of other litigation, including court appearances, we are requesting a week, until May 23, 2008, to submit our opposition. This is our first request for such an extension and the moving parties in the Clarke motion consent to this request. The Defendant, J.P. Morgan, takes no position regarding this request.

We respectfully request that the Court grant this reasonable extension.

Very truly yours,

F. Rudich

Fran L. Rudich

Cc: Jack Raisner, Esq. (via facsimile and first class mail)
Debra Morway, Esq. (via facsimile and first class mail)

*You must appear
at the Fezza conference
on the 23rd at
11:45 am.*

*I intend to decide the
motion on the 23rd. I will
give you until noon on
the 21st.*

Cm ml